

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
Daniel SANCHEZ-Ojeda  
Defendant.

Magistrate Case No.:


**'07 MJ 88 25**

COMPLAINT FOR VIOLATION OF  
21 U.S.C. § 952 and 960  
Importation of a Controlled Substance  
(Felony)

The undersigned complainant being duly sworn states:

That on or about October 1, 2007, within the Southern District of California, defendant Daniel SANCHEZ-Ojeda did knowingly and intentionally import approximately 21.48 kilograms (47.26 pounds) of marijuana, a Schedule I Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Sections 952 and 960.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.

  
Chad Worgen, Special Agent  
U.S. Immigration and  
Customs Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE THIS 2nd  
DAY OF OCTOBER 2007.

  
PETER C. LEWIS  
U.S. MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

2 v.

3 Daniel SANCHEZ-Ojeda

4 STATEMENT OF FACTS

5 This Statement of Facts is based on the reports, documents, and notes furnished to U.S.  
6 Immigration and Customs Enforcement Special Agent Chad N. Worgen.

7 On October 1, 2007, at approximately 1508 hours, Daniel SANCHEZ-Ojeda entered the  
8 United States from Mexico at the Calexico, California West Port of Entry. SANCHEZ was the  
9 driver of a 2001 Ford Escort ZX2. Accompanying SANCHEZ in the vehicle was his wife Olga  
10 GUERRERO-Fraga and his two minor children.

11 Customs and Border Protection Officer (CBPO) Mercado, I. received a negative oral  
12 Custom declaration from SANCHEZ. Mercado observed that SANCHEZ' hands were shaking.  
13 Mercado tapped both the driver and passenger side quarter panels, and they felt solid when  
14 tapped. Mercado referred the vehicle into the secondary lot for a more intensive inspection.

15 In vehicle secondary, CBPO Ramos, X. received a negative oral Customs declaration from  
16 SANCHEZ. While questioning SANCHEZ, Canine Enforcement Officer (CEO) Randolph, C.  
17 was conducting lot sweeps with his canine. Randolph informed Ramos that his canine alerted to  
18 the vehicle.

19 Upon further inspection of the vehicle, Ramos discovered 21 packages within both the  
20 driver and passenger side quarter panels. Ramos probed a package that produced a green leafy  
21 substance that tested positive for marijuana. The total weight of the packages was 21.48  
22 kilograms (47.26 pounds) of marijuana.

23 SANCHEZ was arrested for violation of Title 21 United States Code 952 and 960,  
24 Importation of a Controlled Substance. Special Agent (SA) Worgen read SANCHEZ his  
25 constitutional rights per Miranda. SANCHEZ waived his rights, agreeing to make a statement.

26 SANCHEZ admitted knowledge of the marijuana within the vehicle. SANCHEZ stated  
27 that he was to be paid \$1000.00 for completing the smuggling operation. SANCHEZ exonerated  
28 his wife. SA Worgen interviewed GUERRERO and she denied knowledge of the marijuana.  
29 SANCHEZ was processing and booked into the Imperial County Jail. GUERRERO and the two  
30 minor children were released without further incident.